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Attorneys for Defendants,  
HERITAGE TECHNOLOGIES, INC., CARL THOMPSON  
and CHARLES WISSMAN

UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF CALIFORNIA  
SAN DIEGO DIVISION

GREENLEE TEXTRON INC., a Delaware  
corporation,  
  
Plaintiff,

v.

HERITAGE TECHNOLOGIES, INC., a California  
Corporation; CARL THOMPSON, an individual;  
CHARLES WISSMAN, an individual; and DOES 1-  
10,  
  
Defendants.

Case No.: 07 CV 2038 WQH (RBB)

**JOINT MOTION TO EXTEND TIME  
FOR DEFENDANTS TO RESPOND  
TO COMPLAINT**

**IT IS HEREBY STIPULATED** by and between the parties to the above-entitled action,  
through their respective counsel, subject to the approval of this Honorable Court, that  
Defendants' time to answer or otherwise respond to the Complaint be extended by 30 days up to  
and including January 18, 2008.

This stipulation is made pursuant to CivLR 7.2 and 12.1 and is not entered into for the  
purposes of inconvenience or delay. On November 14, 2007, Defendant HERITAGE  
TECHNOLOGIES, INC. shipped to Plaintiff via UPS an exemplar of the accused device and

1 schematic drawings subject to a confidentiality agreement. On November 21, 2007, as required  
2 by the confidentiality agreement, Defendants agreed to Plaintiff's selection of an expert to review  
3 the exemplar and schematic drawings. Plaintiff and its expert are currently testing the device and  
4 reviewing the schematic drawings to further investigate facts related to the pending patent  
5 infringement action. The parties have agreed to meet-and-confer after the Plaintiff's testing is  
6 complete to explore a potential resolution of this case. This is the second request to continue the  
7 Defendants' time to respond to the Complaint.

8  
9 DATED:December 12, 2007

Respectfully submitted,

10 THE LAW OFFICE OF  
11 MANUEL DE LA CERRA

12  
13 By: s/Manuel de la Cerra  
14 Manuel de la Cerra  
15 John L. Roberts  
16 Attorneys for Defendants HERITAGE  
17 TECHNOLOGIES, INC., CARL  
18 THOMPSON and CHARLES WISSMAN

19  
20  
21 DATED:December 12, 2007

Respectfully submitted,

22 ORRICK, HERRINGTON & SUTCLIFFE LLP

23  
24  
25 By: s/Kent B. Goss  
26 Kent B. Goss  
27 Attorneys for Plaintiff GREENLEE  
28 TEXTRON INC.

**PROOF OF SERVICE**

I am employed in San Diego County, State of California. I am over the age of 18 and not a party to the within action. My business address is 6885 Catamaran Drive, Carlsbad, CA 92011.

On December 13, 2007, I served on the interested parties in said action the following:

- **JOINT MOTION TO EXTEND TIME FOR DEFENDANTS TO RESPOND TO COMPLAINT**
- **[PROPOSED] ORDER TO EXTEND TIME FOR DEFENDANTS TO RESPOND TO COMPLAINT**

by placing a true copy thereof in a sealed envelope addressed as follows and deposited it in the U.S. Mail at Carlsbad, California:

**Kent B. Goss  
Orrick Herrington & Sutcliffe LLP  
777 South Figueroa St, Suit 3200  
Los Angeles, CA 90017**

**Attorney for Greenlee  
Textron, Inc**

I declare under penalty of perjury that the foregoing is true and correct. Executed on December 13, 2007 at Carlsbad, California.

\_\_\_\_s/Manuel F. de la Cerra\_\_\_\_\_  
Manuel F. de la Cerra